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Treehill Park Unit Owners Association

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON
PORTLAND DIVISION

In Re:) Case No. 15-32928-rld7
Monthiene Singkhek)
) **OBJECTION TO CHAPTER 7**
) **TRUSTEE'S ABANDONMENT**
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)
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)

Creditor, Treehill Park Unit Owners Association (“Treehill”), objects to the Chapter 7 Trustee’s abandonment of “Potential UTPA Claim vs. HOA Management for imposing illegal fees and FDCPA Claim, federal and state, against Vial Fotheringham related to collection HOA Assessments.”

Treehill Park’s counsel contacted Debtor’s counsel by telephone to determine what the alleged claims related to, but Debtor’s counsel stated he did not have his file with him and was unable to identify what the claims were. He promised a call later to provide specific information about the claims, but failed thereafter to contact Treehill’s counsel.

Without further information regarding the alleged claims, it is not possible to determine whether the alleged claims have merit and whether a potential prosecution or settlement of those alleged claims are burdensome to the estate or of inconsequential value to the estate.

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1 Therefore, the court should not allow the abandonment at this time.
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3 DATED this _____ day of December, 2015.
4

5 Respectfully submitted,
6

7 **VIAL FOTHERINGHAM LLP**
8

9 By: /s/ Ashley M. Yorra
10 Ashley M. Yorra, OSB # 085194
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15 *Of Attorneys for Creditor, Trehill Park
16 Unit Owners Association*
17

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6 **CERTIFICATE OF SERVICE**

7 On December 10, 2015, I served the foregoing **OBJECTION TO CHAPTER 7**
8 **TRUSTEE'S ABANDONMENT** (Case No: 15-32928-rld7) on the following individuals by
9 electronic means through the Court's ECF program:

10 **Lyndon L. Ruhnke**
11 Lyndon Ruhnke, PC
12 123 E Powell Blvd, Suite 208
13 Gresham, OR 97030
14 lyndon@lyndonruhnke.com
15 Attorney for Debtor

16 **U.S. TRUSTEE**
17 **US Trustee, Portland**
18 620 SW Main St., #213
19 Portland, OR 97205

20 And on December 10, 2015, I served the foregoing **OBJECTION TO CHAPTER 7**
21 **TRUSTEE'S ABANDONMENT** (Case No: 15-32928-rld7) on the following individuals by
22 depositing true copies thereof in the United States mail at Lake Oswego, Oregon, enclosed in a
23 sealed envelope, with postage paid and addressed as follows:

24 **Clerk of the Court**
25 1001 SW 5th Ave., #700
26 Portland, OR 97204

27 **Stephen P. Arnot**
28 PO Box 1963
Lake Oswego, OR 97035
Trustee

29 I declare under penalty of perjury under the laws of the United States of America,
30 that the foregoing is true and correct.

31 DATED this 10th day of December, 2015.

32 **VIAL FOTHERINGHAM LLP**

33 By: /s/ Ashley M. Yorra
34 Ashley M. Yorra, OSB # 085194
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35 Timothy J. Zimmerman, OSB#873765
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